

# **EXHIBIT C**

**Wes Rahn**

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**From:** Cary Ichter <Clichter@IchterDavis.com>  
**Sent:** Monday, January 29, 2024 4:01 PM  
**To:** Ben Perkins; Marilyn Marks; Jennifer Dorminey Herzog; Wes Rahn; Bruce Perrin Brown Esq. (bbrown@brucepbrownlaw.com)  
**Cc:** Halsey G. Knapp, Jr.; Adam M. Sparks; Nick Kinsley; Anthony A. Rowell; Jill Connors; Melissa Boehlke  
**Subject:** RE: Service of Privilege Log; Response to Request for Extension of Sanctions Motion Deadline

The list I provided reflects all the documents on which Mr. Dial is copied. The waiver argument we have regarding Mr. Dial is the same for all those documents. I understand that we have not discussed these additional document before, but if the privilege is waived by the disclosure to Mr. Dial for some of the documents, it is waived for all such documents. I would have discussed this with you sooner, but as I explained in my motion for a further extension of time, getting the attention of any members of the *Curling* trial team has been a challenge, which you, as a trial lawyer, can appreciate, I am sure.

There is a total of 25 documents on the list I provided. We will not be objecting to any further designations. If you require additional time to review them, I will be happy to join with you to request that the Court provide you with whatever time you need.

Failing that, I will be filing a motion today. Cary

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**Subject:** RE: Service of Privilege Log; Response to Request for Extension of Sanctions Motion Deadline

Cary,

To my knowledge, xREL000064575, xREL0064583, and xREL000074286 are the only ones involving Mr. Dial that you and I have communicated about since the privilege log was produced on January 3, 2024.

Ben Perkins  
Oliver Maner LLP  
912-238-2515

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**From:** Cary Ichter <[CIchter@IchterDavis.com](mailto:CIchter@IchterDavis.com)>  
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**Subject:** RE: Service of Privilege Log; Response to Request for Extension of Sanctions Motion Deadline

Were those all the document which Mr. Dial was copied on for which privilege was claimed?  
Cary

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**Subject:** RE: Service of Privilege Log; Response to Request for Extension of Sanctions Motion Deadline

Cary,  
I believe you are referring to my comments about xREL000064575 and 64583. Those documents were produced and deleted from the privilege log. See my January 17 email. We also produced the open records request at issue for 74286 (see my 1/11/24 email from 8:17 p.m.).

I believe the foregoing productions resolved any issues regarding documents on which Mr. Dial is copied, but if you feel I am mistaken, please give me a call to discuss.

Ben Perkins  
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**From:** Cary Ichter <[CIchter@IchterDavis.com](mailto:CIchter@IchterDavis.com)>  
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Ben: You indicated you were prepared to confer further re production of documents on which Mr. Dial is copied. What is the County prepared to propose? Cary

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**From:** Ben Perkins <[bperkins@olivermaner.com](mailto:bperkins@olivermaner.com)>  
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Cary,  
See what I wrote in red below, highlighted so you can see what is new.  
Also: xREL000104721 and xREL000104756: thank you for giving us the opportunity to take another look at these documents. After further review, we agree that the privilege was waived as to the communication being produced. See attached. These are produced straight from Relativity, which means they should open in your browser. Let me know if you any difficulties opening them.

Other than our agreement to submit an updated privilege log to delete reference to "media inquiry" for Xrel000061231, is there anything else you feel is needed from us? I believe we've satisfied all concerns you raised.

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**From:** Cary Ichter <[CIchter@IchterDavis.com](mailto:CIchter@IchterDavis.com)>  
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See below in BLUE.

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**Subject:** RE: Service of Privilege Log; Response to Request for Extension of Sanctions Motion Deadline

Cary,  
In the interest of supplying as much information as possible as quickly as possible, see below in red. I'll update this response as I have additional information.

Ben Perkins  
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